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MAY 10 2003
TECH CENTER 1600/2900
PATENT

DOCKET NO.: TJU-2414



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Waldman, et al.

Application No.: 09/819,254

Filing Date: March 27, 2001

For: Compositions And Methods For Identifying And Targeting Cancer Cells Of Alimentary Canal Origin

Confirmation No.: 2093

Group Art Unit: 1642

Examiner: Yu, Misook

EXPRESS MAIL LABEL NO: EV160978162US
DATE OF DEPOSIT: April 28, 2003

EV160978162US

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Assistant Commissioner for Patents
Washington DC 20231

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS

Applicant hereby appeals to the Board of Appeals from the Decision of the Primary Examiner mailed **November 27, 2002** finally rejecting claims **25-32, 34, and 35** of the above-identified patent application.

The item(s) checked below are appropriate:

1. STATUS OF APPLICANT

- ☒ Applicant(s) has previously claimed small entity status under 37 CFR §1.27.
- ☐ Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR §1.27 as:
- ☐ an Independent Inventor
 - ☐ a Small Business Concern
 - ☐ a Nonprofit Organization

2. EXTENSION OF TIME

04/30/2003 MBIZUNES 00000109 09819254
01 FC:2252 205.00 OP
02 FC:2401 160.00 OP

The proceedings herein are for a patent application and the provisions of 37 CFR § 1.136 apply.

- ☒ Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 § CFR 1.17(a)(1)-(4)) for the total number of months checked below:

	SMALL ENTITY		NOT SMALL ENTITY	
	RATE	FEE	RATE	FEE
<input type="checkbox"/> ONE MONTH EXTENSION OF TIME	\$55	\$0	\$110	\$
<input checked="" type="checkbox"/> TWO MONTH EXTENSION OF TIME	\$205	\$205.00	\$410	\$
<input type="checkbox"/> THREE MONTH EXTENSION OF TIME	\$465	\$0	\$930	\$
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME	\$725	\$0	\$1450	\$
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME	\$985	\$0	\$1970	\$
<input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID	minus	(\$0)	minus	(\$)
<input checked="" type="checkbox"/> NOTICE OF APPEAL	\$160	\$160.00	\$320	\$
TOTAL FEE DUE		\$365.00		\$0

3. FEE PAYMENT


- ☒ A check in the amount of **\$365.00** is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.
- ☐ Please charge my Deposit Account No. 23-3050 in the amount of \$ _____.00. This sheet is attached in duplicate.
- ☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account No. 23-3050. This sheet is provided in duplicate.

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Date: April 28, 2003


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